



General Assembly

January Session, 2011

**Committee Bill No. 13**

LCO No. 2303

\* SB00013INS\_\_020911\_\_ \*

Referred to Committee on Insurance and Real Estate

Introduced by:  
(INS)

**AN ACT CONCERNING COPAYMENTS FOR DRUGS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 38a-510 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective January 1, 2012*):

3 [(a)] No health insurance policy issued on an individual basis,  
4 whether issued by an insurance company, a hospital service  
5 corporation, a medical service corporation or a health care center,  
6 [which] that provides coverage for prescription drugs may: [require]

7 (1) Require any person covered under such policy to obtain  
8 prescription drugs from a mail order pharmacy as a condition of  
9 obtaining benefits for such drugs;

10 (2) Impose any copayment, reimbursement amount, number of days  
11 of a drug supply for which reimbursement is allowed under such  
12 policy or any other payment or condition for prescription drugs  
13 obtained from a retail pharmacy that is more restrictive than that  
14 imposed on prescription drugs obtained from a mail order pharmacy;  
15 or

16     (3) Impose a monetary advantage or penalty under such policy that  
17     could affect an insured's choice of pharmacies, including, but not  
18     limited to, a higher copayment, a reduction in reimbursement or  
19     promotion of one participating pharmacy over another by such  
20     methods.

21     [(b) The provisions of this section shall apply to any such policy  
22     delivered, issued for delivery, renewed, amended or continued in this  
23     state on or after July 1, 2005.]

24     Sec. 2. Section 38a-544 of the general statutes is repealed and the  
25     following is substituted in lieu thereof (*Effective January 1, 2012*):

26     [(a)] No medical benefits contract on a group basis, whether issued  
27     by an insurance company, a hospital service corporation, a medical  
28     service corporation or a health care center, [which] that provides  
29     coverage for prescription drugs may; [require]

30     (1) Require any person covered under such contract to obtain  
31     prescription drugs from a mail order pharmacy as a condition of  
32     obtaining benefits for such drugs;

33     (2) Impose any copayment, reimbursement amount, number of days  
34     of a drug supply for which reimbursement is allowed under such  
35     contract or any other payment or condition for prescription drugs  
36     obtained from a retail pharmacy that is more restrictive than that  
37     imposed on prescription drugs obtained from a mail order pharmacy;  
38     or

39     (3) Impose a monetary advantage or penalty under such contract  
40     that could affect an insured's choice of pharmacies, including, but not  
41     limited to, a higher copayment, a reduction in reimbursement or  
42     promotion of one participating pharmacy over another by such  
43     methods.

44     [(b) The provisions of this section shall apply to any such medical  
45     benefits contract delivered, issued for delivery or renewed in this state

46 on or after July 1, 1989.]

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>January 1, 2012</i>	38a-510
Sec. 2	<i>January 1, 2012</i>	38a-544

**INS**      *Joint Favorable*